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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16
17 GEORGE A. TOLIVER,
18 Plaintiff,
19 vs.
20 LAS VEGAS METROPOLITAN POLICE
21 OFFICERS, et al.
22 Defendants.

23 CASE NO.: 2:17-cv-02612-MMD-DJA

24 **JONATHAN SOLIS and JOEL
TOMLINSON'S MOTION TO EXTEND
DISPOSITIVE MOTION DEADLINE**

(1st Request)

17 Defendants, Jonathan Solis and Joel Tomlinson (collectively "LVMPD Defendants"), by
18 and through their counsel, Kaempfer Crowell, hereby move for an Order extending the current
19 dispositive motion deadline in this matter. This Motion is based on Federal Rule of Civil
20 Procedure 26 and Local Rule 26-3, the pleadings and papers on file herein, the following

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1 Memorandum of Points and Authorities and any such oral argument as may be set.

2 DATED this 10th day of June, 2020.

3 KAEMPFER CROWELL

4 By: /s/ Lyssa S. Anderson

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13 **MEMORANDUM OF POINTS AND AUTHORITIES**

14 **I. PROCEDURAL HISTORY**

15 Plaintiff served his Complaint filed June 5, 2019 on LVMPD Defendants on November
16 14, 2019. LVMPD Defendants filed their Answer on December 4, 2019. [ECF No. 28]. The
17 parties submitted a proposed Discovery Plan and Scheduling Order on February 14, 2020. [ECF
18 No. 40]. This Court entered a Scheduling Order on March 11, 2020. [ECF No. 41]. That
19 Scheduling Order provides the current deadline to file dispositive motions of July 1, 2020.

20 LVMPD Defendants provided their Rule 26 Disclosures and first Supplement to Plaintiff.
21 Defendants Tanner and Brandon ("State Defendants") provide their Rule 26 Disclosures as well.
22 Plaintiff never provided any disclosures to the Defendants. LVMPD Defendants served written
23 discovery (Interrogatories, Requests for Admissions, and Requests for Production of Documents)
24 on Plaintiff which Plaintiff responded to. Plaintiff also served written discovery on the State
Defendants and LVMPD Defendants which was also responded to. Discovery in this matter is
now complete and the deadline to complete discovery has passed.

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26 // /

1 **II. AN EXTENSION IS WARRANTED**

2 Good cause is shown for the following reasons. First, as this Court is aware, Nevada
3 Governor Steve Sisolak ordered that all non-essential businesses in the State of Nevada be closed
4 due to the worldwide pandemic and spread of COVID19. Kaempfer Crowell did continue to
5 work during the shutdown remotely. However, because of the social distancing standards and
6 shut down, no in-person meetings were able to take place; no hearings took place; and no
7 depositions took place. Nevada recently entered Phase II of re-opening and Kaempfer Crowell
8 has resumed normal Office operations as of June 1, 2020. Likewise, this Court resumed on June
9 3, 2020. Now, in-person meetings and depositions in other matters have resumed and at a fast
10 pace. Indeed, Counsel has been conducting in-person meetings and attending depositions nearly
11 daily. Because of this, Counsel is requesting an additional thirty (30) days to file dispositive
12 motions. This brief delay is warranted due to circumstances and will not cause harm or prejudice
13 to any party.

14 **III. DISCOVERY.**

15 **1. Discovery Completed To Date.**

16 As stated above, discovery is now closed.

17 **2. Discovery To Be Completed.**

18 No further discovery is necessary.

19 **3. Reasons Why Discovery Incomplete.**

20 Discovery has been completed. Counsel is requesting an extension of the dispositive
21 motion deadline due to being inundated with meetings and depositions with business operations
22 recently resuming.

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4. Proposed Dates.

LVMPD Defendants request that the Scheduling Order be amended to reflect the following:¹

<u>Activity</u>	<u>Current Date</u>	<u>Proposed Date</u>
Dispositive Motions	July 1, 2020	July 31, 2020
Proposed Joint Pretrial Order	July 31, 2020	August 31, 2020

IV. CONCLUSION

Based upon the foregoing, LVMPD Defendants request the Court extend the current dispositive motion deadline for an additional thirty (30) days.

DATED this 10th day of June, 2020.

KAEMPFER CROWELL

By: /s/ Lyssa S. Anderson
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RYAN W. DANIELS (Nevada Bar No. 13094)
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Las Vegas, Nevada 89135

*Attorneys for Defendants
Jonathan Solis and Joel Tomlinson*

IT IS SO ORDERED.

Dated: June 11, 2020

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Daniel J. Albrechts
United States Magistrate Judge

¹ LVMPD Defendants are requesting an extension of the dispositive motion deadline, only, by thirty (30) days.

CERTIFICATE OF SERVICE

I certify that I am an employee of KAEMPFER CROWELL, and that on the date below, I caused the foregoing **JONATHAN SOLIS and JOEL TOMLINSON'S MOTION TO EXTEND DISPOSITIVE MOTION DEADLINE (1st Request)** to be served via CM/ECF and/or First Class Mail (where indicated) addressed to the following:

George A. Tolliver
867 N. Lamb Blvd., #203
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Adam D. Honey
Office of the Attorney General
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Las Vegas, NV 89101

Plaintiff, Pro Se

*Attorney for Defendants Eva Tanner and
Shane Brandon*

(Via U.S., First Class Mail)

DATED this 10th day of June, 2020.

/s/ *Bonnie Jacobs*

an employee of Kaempfer Crowell